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October 05, 2007

Hickman Palermo Truong & Becker LLP
2055 Gateway Place, Suite 550
San Jose, California 95110-1083

In re Application of:
Franklin Grosvenor
Application No. 09/846,134
Filed: April 30, 2001
For: METHOD AND APPARATUS PROVIDING
A SUPPLY CHAIN MANAGEMENT SYSTEM
USEFUL IN OUTSOURCED MANUFACTURING

**DECISION ON PETITION
REGARDING REQUEST TO
WITHDRAW FINALITY
UNDER 37 CFR 1.181**

This is in response to the petition filed on March 21, 2007 under 37 CFR 1.181 requesting the withdrawal of the finality of the restriction requirement mailed April 27, 2005.

Applicants allege that the Final rejection mailed April 27, 2005 does not present any serious burden on the Examiner. Applicants further asserted that the first Office Action makes no attempt to present any substantive rationale as required by MPEP 816, or under the outline provided in MPEP 817.

A review of the record reveals that since the filing of the petition, an Issue Fee has been paid, and the application is now a patent.

Therefore since Applicants paid the Issue Fee and the application is now a patent, Applicants' arguments are considered moot.

The petition is **DISMISSED as moot.**

Telephone inquiries should be directed to Tariq Hafiz, Supervisory Patent Examiner, at (571) 272-6729.



Wynn Coggins, Director
Patent Technology Center 3600
(571) 272-5350

